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URGENT – TO BE PROCESSED PRIOR TO FORTHCOMING
ISSUE FEE PAYMENT JUN 17 2010

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In the matter of:

INVENTORS: Solomon Zaromb et al.

EXAMINER: Dr. Bobby Ramdhanie

SERIAL NO.: 10/710,838

ART UNIT: 1709

FILED: August 5, 2004

FOR: AEROSOL COLLECTION APPARATUS AND METHODS

REQUEST TO CORRECT THE INVENTORSHIP

June 17, 2010

Hon. Commissioner of Patents & Trademarks
Washington, DC 20231

S I R :

In response to the Notice of Allowance dated March 24, 2010, and in accordance with 37 CFR 1.48 and 35 U.S.C. 116, it is requested that Dr. Isaac Ray be listed as a third co-inventor as per the attached Amended Declaration.

The application filed on August 5, 2004 with the original declaration which listed only the first two co-inventors contained only claims 1 through 8. Additional claims 9 through 14, which involved Dr. Ray's participation, were submitted with an amendment dated October 17, 2007. These together with subsequent claims 15-20, also involving Dr. Ray's participation, were put into condition for allowance on March 1, 2010, which called for a correction of inventorship as per 37 CFR 1.48(c).

As is clear from these facts, the omission of Dr. Ray's name from the original declaration arose without any deceptive intention on the part of any of the named inventors. The originally executed declaration had correctly set forth the inventorship, but due to amendments of the claims to include previously unclaimed but disclosed subject matter, a third inventor of the

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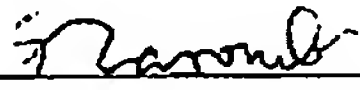
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ISSUE FEE PAYMENT**

amended claims must be added to the current inventorship, as directed by 37 CFR 1.48(c). This is confirmed by Dr. Ray's attached Statement Of No Deceptive Intention.

Also attached is a payment of \$130 for the processing fee that is set forth in § 1.17(i).

Respectfully submitted by,



Solomon Zaromb
Registration No. 28,571
9S 706 William Dr.
Burr Ridge, IL 60527
Telephone: 630/654-2109
Fax: 630/986-8764

Attachments:

1. Amended Declaration
2. Statement Of No Deceptive Intention
3. Payment for the Processing Fee

CERTIFICATION OF FAXING

The undersigned hereby certifies that this response is about to be transmitted to fax number 571-273-8300 on or about June 17, 2010.



Solomon Zaromb

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)

First Named Inventor: **SOLOMON ZAROMB**

Application Number **10/710,838**

Declaration Submitted With Correction of Inventorship (surcharge (37 CFR 1.17(i) required)

Filing Date **08/05/2004**

Art Unit **1797**

Examiner Name **DR. BOBBY RAMDHANIE**

I hereby declare that: (1) Each inventor's residence, mailing address, and citizenship are as stated below next to their name; and

(2) I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention titled:

(Title of the Invention) **AEROSOL COLLECTION APPARATUS AND METHODS**

the application of which was filed on 08/05/2004 as United States Application Number 10/710,838 and was amended first on 10/17/2007 and finally on 03/01/2010.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

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This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DECLARATION — Utility or Design Patent Application

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WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available. Petitioner/applicant is advised that documents which form the record of a patent application (such as the PTO/SB/01) are placed into the Privacy Act system of records DEPARTMENT OF COMMERCE, COMMERCE-PAT-7, System name: *Patent Application Files*. Documents not retained in an application file (such as the PTO-2038) are placed into the Privacy Act system of COMMERCE/PAT-TM-10, System name: *Deposit Accounts and Electronic Funds Transfer Profiles*.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:

Given Name (first and middle [if any]) SOLOMON

Family Name or Surname ZAROMB

Date 06/12/2010Inventor's Signature 

Residence: City BURR RIDGE State ILLINOIS

Country USA Citizenship USA

Mailing Address 9S 706 WILLIAM DRIVE

City BURR RIDGE

State ILLINOIS

Zip 60527

Country USA

Additional inventors or a legal representative are being named on the following supplemental sheet(s) PTO/SB/D2A

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DECLARATION ADDITIONAL INVENTOR(S) Supplemental Sheet**Name of Additional Joint Inventor:**

Given Name (first and middle (if any)) DENNIS J. Family Name or Surname MARTELL

Inventor's Signature



Date 08/14/2010

Residence: City DOUGLAS State MICHIGAN Country USA Citizenship USA

Mailing Address 7 CIDER HILL LANE

City DOUGLAS State MICHIGAN Zip 49406 Country USA

Name of Additional Joint Inventor

Given Name (first and middle (if any)) ISAAC Family Name or Surname RAY

Inventor's Signature



Date 06/15/2010

Residence: City BROOKLYN State NEW YORK Country USA Citizenship USA

Mailing Address 35 SEA COAST TERRACE, APT 11R

City BROOKLYN State NEW YORK Zip 11235 Country USA

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED

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STATEMENT OF NO DECEPTIVE INTENTION

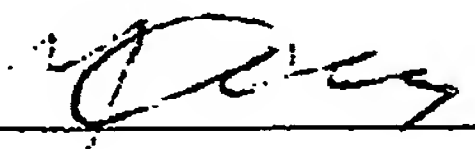
June 17, 2010

Hon. Commissioner of Patents & Trademarks
Washington, DC 20231

S I R :

In compliance with 37 CFR 1.48, I, the undersigned, Isaac Ray, hereby affirm that the omission of my name from the original declaration occurred without deceptive intention. The correction of the inventorship is necessitated by amendments of the claims, and the inventorship error occurred without deceptive intent on my part or on the part of the other co-inventors, or cannot be construed as such.

Respectfully submitted by,


Isaac Ray
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Brooklyn, N.Y. 11235
Telephone/Fax: 347-312-7606